2002 TABLE OF CASES

VOLUME 119

[Boldface references are to pages in the Banking Law Journal]

199Z, Inc., In re, 137 B.R. 778 (Bkrtcy. C.D. Cal. 1992), **75**

2 Broadway LLC and Tamir Sapir v. Credit Suisse First Boston Mortgage Capital, LLC, 2001 WL 410074 (S.D.N.Y.), **206**

A

AAR Aircraft & Engine Group, Inc. v. Edwards, 272 F.3d 468 (7th Cir. 2001), **877**

Adcom, Inc., In re, 89 B.R. 2 (D. Mass. 1988), **938**

A.H. Robins Co., Inc., In re, 788 F.2d 994, 1001 (4th Cir. 1986), **701**

A & L Properties, In re, 96 B.R. 287 (C.D. Cal. 1988), **938**

Arlington Trust Co. v. Hawkeye-Security Insurance Co., 301 F. Supp. 854 (E.D. Va. 1969), **925**

Avalon Software, Inc., In re, 209 B.R. 517 (Bkrtcy. D. Ariz. 1997), **75**

AXA Assurances, Inc. v. Chase Manhattan Bank, 770 A.2d 1211 (Super. Ct. N.J. 2001), **886**

B

Bank Leumi Trust Co. v. Bally's Park Place, 528 F.Supp. 349, 32 UCC Rep. 1542 (S.D.N.Y. 1981), **754**

Bank Leumi Trust Co. v. Bank of Mid-Jersey, 499 F.Supp. 1022 (D.N.J. 1980), **752**

Bank of China v. Chan, supra, 937 F.2d 780, **579**

Bank of Louisiana v. Craig's Stores of Texas, Inc., 2001 U.S. App. Lexis 21369 (5th Cir. 2001), **405**

Barco Auto Leasing v. Bourassa, 1997 Conn. Super. Lexis 485 (Feb. 21, 1997), **393**

Beguelin, In re, 220 B.R. 94 (9th Cir. B.A.P. 1998), **940**

Berman v. Parco, No. 96 Civ. 0375 (KMW), 1996 WL 465749, (S.D.N.Y. August 15, 1996), **209**

Blake v. Woodford Bank & Trust Co., 555 S.W.2d 589, 596 (Ky.App. 1977), **752**

Board of Trade v. Swiss Credit Bank, 728 F. 2d 1241 (9th Cir. 1983), **511**

Boyce v. Chase Manhattan Bank, 5 U.C.C. Rep. Serv. 2d 1016 (N.Y. Nassau Co. Ct. 1988), **391**

Brenntag Int'l Chems., Inc. v. Bank of India, 175 F.3d 245 (2d Cir. 1999), **303**

Broadcast Music, Inc. v. Hirsch, 104 F.3d 1163 (9th Cir. 1997), **77**

Bullion v. FDIC, 881 F.2d 1368,1374 (5th Cir. 1989), **453**

Business Interiors, Inc. v. Aetna Casualty & Surety Co., 751 F.2d 361 (10th Cir. 1984), **925**

Butterworth v. Caggiano, supra, 605 So.2d 56, **245**

C

Cabrera v. First National Bank of Wheaton, 2001 WL 845979 (Ill. App. 2001), **588**

Canney v. Merchants Bank, In re, 2002 U.S. App. Lexis 3663 (2d Cir. 2002), **879**

Cardelucci, In re, 285 F.3d 1231, **941**

Carter, In re, 220 B.R. 411 (Bankr. D. N.M. 1998), **939**

Caspi v. The Microsoft Network, L.L.C., 732 A.2d 528 (N.J. Sup. 1999), **294**

C.C. & Co., Inc., In re, 86 B.R. 485 (Bkrtcy. E.D. Va. 1988), **75**

Cen-Pen Corp. v. Hanson, 58 F.3d 89 (4th Cir. 1995), **875**

Centre Le Corbusier v. Nabis Fine Arts, Inc., 13 U.C.C. Rep. Serv. 500 (N.Y. Sup. Ct. 1973), **391**

Channel Equipment Co., Inc. v. Community State Bank, 996 S.W.2d 374, 380, 38 UCC Rep.Serv.2d 1257 (Tex.App. 1999), **360**

Chattanooga Choo Choo Co., In re, 98 B.R. 792 (Bkrtcy. E.D. Tn. 1989), **75**

Chesapeake Fiber Pkg. Corp. v. Sebro Pkg. Corp., 143 B.R. 360 (D. MD. 1992), **74**

Chicago Title Ins. Co. v. California Canadian Bank, 1 Cal.App.4th 798, 2 Cal.Rptr. 422, 16 UCC Rep.2d 445 (Cal.App. 1991), **747**

Christensen v. Harris County, 529 U.S. 576 (2000), **144**

CIC International Ltd. v. Citibank National Association, 162 A.D. 2d 243, 556 N.Y.S.2d 603 (1990), **511**

Circle K Corp., In re, 121 B.R. 257 (Bankr. D. Ariz. 1990), **703**

City Bank and Trust Co. v. Otto Fabric, Inc., 83 B.R. 780, 7 USPQ2d 1719 (D. Kan. 1988), **73**

Clorox Co. v. Chemical Bank, 40 USPQ2d 1098 (T.T.A.B. 1996), **76**

Colegrove, In re, 771 F.2d 119 (6th Cir. 1985), **939**

Commer. Corp. v. Liberty Truck Sales & Leasing Inc., 728 N.Y.S. 2d 695 (2d Dep't 2001), **399**

Commerce Insurance Brokers, Inc. v. Minnesota Mutual Fire and Casualty Co., 551 N.W.2d 224 (Minn. 1996), **925**

Congress Factors Corp. v. Extebank, 32 UCC Rep 1559 (N.Y. Civil Ct, Special Term 1982), **752**

Coregis Insurance Co. v. Fleet National Bank, 793 A.2d 254 (Conn. App. 2002), **881**

Craven v. Hartley, 102 Fla. 282, 135 So. 899 (Fla. 1931), **244**

Crawford v. Gould, 56 F.3d 1162 (9th Cir. 1995), **884**

Crystal Properties, Ltd., In re, 2001 U.S. App. Lexis 20885 (9th Cir. 2001), **592**

Culpepper v. Irwin Mortgage Corporation, 253 F.3d 1324 (11th Cir. 2001), **130**

Cybernetic Serv., Inc., In re, 252 F.3d 1039 (9th Cir. 2001), aff'g, 239 B.R. 917 (9th Cir. B.A.P. 1999), **74**

D

Daniels v. PNC Bank, N.A., 738 N.E.2d 447 (Ohio App. 2000), **860**

Durable Truck Body & Container Corp., In re, 153 B.R. 708 (Bankr. D.Md. 1993), **404**

Dynalectron Corp. v. Equitable Trust Co., 704 F.2d 737 (4th Cir. 1983), **390**

E

Edgeworth, In re, 993 F.2d 51 (5th Cir. 1993), **703**

Estate of Niessen, In re, 489 Pa. 135, 141, 413 A.2d 1050, 1053 (1980), **33**

F

Field v. Mans, 516 US 59 (1995), **306**

First Bank Investors' Trust v. Tarkio Coll., 129 F.3d 471, **593**

First National Bank v. Banco Para El Comercio Exterior De Cuba, 658 F.2d 913 (2d Cir. 1981), rev'd 462 U.S. 611 (1983), **549**

First National Bank in Harvey v. Colonial Bank, 831 F.Supp. 637, 641, 22 UCC Rep.Serv.2d 296 (N.D.Ill. 1993), **359**

First National Bank of Chicago v. Ackerly Communications, Inc., 2002 U.S. App. Lexis 1475 (2d Cir. 2002), **876**

First National Bank of Lewisville, v. First Nat Bank of Clinton, 258 F.3d 727 (8th Cir. 2001), **397**

First State Bank of Sherwood v. Twin City Bank of North Little Rock, 720 S.W. 295, 297, 2 UCC Rep.Serv.2d 1089 (Ark. 1986), **359**

First Tennessee Bank National Association v. Barreto, 2001 U.S. App. Lexis 21581 (6th Cir., 2001), **594**

First Wyoming Bank v. Cabinet Craft Distributors, Inc., 664 P.2d 227 (Wyo. 1981), **752**

Ford Motor Credit Co. v. Milhollin, 598

Fory v. Conner, et al., No. 14-99-01088-CV (Tex. Ct. App. 2/1/01), **154**

Frost, In re, 47 B.R. 961 (D. Kan. 1985), **939**

G

Garden State Bank v. Graef, 775 A.2d 198 (App. Div. 2001), **396**

GMAC Commercial Credit LLC, v. Springs Industries, Inc., 2001 U.S. Dist. Lexis 5152 (S.D.N.Y. 2001), **300**

Godsey, In re, 134 B.R. 865, **939**

Gotschalk v. Benson, 409 U.S. 63 (1972), **377**

Grupo Mexicano de Desarrollo, S.A. v. Alliance Bond Fund, Inc., 527 U.S. 308 (1999), **304**

H

Hanna v. First Nat'l Bank of Rochester, 661 NE2d 683, 28 UCC Rep.Serv.2d 417 (N.Y. 1995), **748**

Heddon v. Jones, 115 Fla. 19, 154 So. 891 (Fla. 1934), **246**

I

IBP, Inc. Shareholders Litigation IBP, Inc. v. Tyson Foods, Inc. and Lasso Acquisition Corporation, June 15, 2001, 2001 WL 675330, **334**

Indosuez Int'l Fin., B.V. v. National Reserve Bank, No. 601467/99, 2002 WL 857397 (N.Y. May 7, 2002), **766**

J

Jercich, In re, 238 F.3d 1202 (9th Cir. 2001), **90**

Joffe v. United California Bank, 141 Cal. App. 3d 541 (1983), **392**

Jones v. Carpenter, 90 Fla. 407, 106 So. 127 (Fla. 1925), **243**

J. Zeevi and Sons Ltd. v. Grindlays Bank, 37 N.Y.2d 220, 371 N.Y.S.2d 892 (1975), cert. denied., 423 U.S. 866 (1975), **767**

K

Kawaauhau v. Geiger, 523 U.S. 57 (1998), **87**

Kenneth D. Laub & Co. v. Domansky, 568 N.Y.S.2d 601, 602 (1991), **208**

Koenig Sporting Goods, Inc. v. Morse Road Co. 203 F.3d 986 (6th Cir. 2000), **694**

Konynenbelt v. Flagstar Bank, FSB, 617 N.W.2d 706, (Ct. App. Mich. 2000), **631**

L

LaMar v. Lechlider, 135 Fla. 703, 185 So. 833 (Fla. 1939), **244**

Laymon, In re, 958 F.2d 72 (5th Cir. 1992), **939**

L.B. Smith, Inc. v. Bankers Trust Co. of W. New York,, 439 N.Y.S.2d 543 (4th Dep't 1981), aff'd, 55 N.Y.2d 942 (1982), **390**

Lopez v. Washington Mutual Bank, Inc., 284 F.3d 990 (9th Cir. 2002), **884**

Los Angeles Nat'l Bank v. Bank of Canton, 229 Cal.App.3d 1267, 280 Cal.Rptr. 831, 14 UCC Rep.Serv.2d 848 (Cal.App. 1991); 31 Cal.App.4th 726, 37 Cal.Rptr. 389, 25 UCC Rep.Serv.2d 873 (1995), **747**

Louisiana World Exposition, Inc., In re, 832 F.2d 1391 (5th Cir. 1987), **702**

M

Markowitz, In re, 190 F.3d 455 (6th Cir. 1999), **89**

Maurice O'Meara Co. v. National Park Bank of New York, 239 N.Y. 386, 146 N.E. 636 (1923), **532**

Melenyzer, In re, 143 B.R. 829 (Bankr. W.D. Tex. 1992), **940**

Meyers v. Bank of America, 11 Cal.2d 92, 77 P. 1084 (1938), **909**

Miller, In re, 156 F.3d 598, 606 (5th Cir. 1998), **89**

Milton v. Milton, 63 Fla. 533, 58 So. 718, 719 (Fla. 1912), **243**

Moskowitz v. Washington Mutual Bank, FA, No. 1-01-2982, 2002 WL 480645 (Ill. App. Ct. Mar. 29, 2002), **629**

N

Nissho Iwai Europe PLC v. Korea First Bank, 2002 N.Y. App. Div. LEXIS 471 (1st Dep't 2002), **882**

O

Oak Brook Bank v. Northern Trust Co., 256 F.3d 638 (7th Cir. 2001), **400**

P

Palm Beach Savings & Loan Ass'n. v. Fishbein, 619 So.2d 267 (Fla. 1993), **239**

Parex Bank v. Russia Savings Bank, 116 F.Supp. 2d 415 (S.D.N.Y 2000), **769**

Peregrine Entertainment Ltd., In re, 116 B.R. 194, 16 USPQ2d 1017 (C.D. Cal. 1990), **72**

Perry Hollow Management Company, In re, 2001 WL 311201 (D.N.H.), **305**

Pettibone Corp. v. Easley, 935 F.2d 120 (7th Cir. 1991), **406**

Pinchot v. Charter One Bank, **631**

PNC Capital Recovery v. Mechanical Parking Systems, Inc., and Shlomo Kadosh, 2001 N.Y. App. Div. Lexis 5068 (2001), **203**

Pfennig v. Household Credit Services, **597**

Polk v. Crown Auto, Inc., 221 F.3d 691, **302**

Port City State Bank v. First Nat'l Bank, 486 F.2d 196, 13 UCC Rep 423 (10th Cir. 1973), **751**

Power Curber International Ltd. v. National Bank of Kuwait SAK, (1981) 3 All E. R. 607 (CA Civ. Div.), **511**

Price v. Neal, 3 Burr 1354, 97 Eng. Rep. 871 (K.B. 1762), **897**

Q

Qualitech Steel Corp., In re, 276 F.3d 245 (7th Cir. 2001), **687**

Quantum Corporate Funding, Ltd. v. Assist You Home Health Care Services of Virginia, LLC, et al., United States District Court,

Southern District of New York (2001), **302**

Quigley v. Kennedy & Ely Insurance, Inc., 207 So.2d 431 (Fla. 1968), **247**

R

Regional Building Systems, Inc., In re, 254 F.3d 528 (4th Cir. 2001), **873**

Rivera, In re, 116 B.R. 17 (Bankr. D. P.R. 1990), **939**

Roberds, Inc., In re, 270 B.R. 702 (Bankr. S.D. Ohio 2001), **692**

Roman Cleanser Co., In re, 43 B.R. 940 (E.D. MI. 1984), aff'd, 802 F.2d 207 (6th Cir. 1986), **74**

S

Sacred Heart Hospital of Norristown, In re, 182 B.R. 413 (Bankr. E.D. Pa. 1995), **703**

Samples v. Trust Co. of Georgia, 163 S.E.2d 325 (Ga.App. 1968), **751**

Saunders v. Michigan Avenue National Bank, 662 N.E.2d 602 (Ill. App. 1996), **859**

Schneeweiss, In re, 233 B.R. 28 (Bankr. N.D.N.Y. 1999), **286**

Schoeneberg, In re, 156 B.R. 963 (Bankr. W.D. Tex. 1993), **939**

Schwegmann Giant Supermarkets Partnership, In re, 264 B.R. 823 (Bankr. E.D.La. 2001), **402**

S.E.C. v. Princeton Econ. Int'l, Ltd., 73 F.Supp. 2d 420 (S.D.N.Y. 1999), **303**

Shaffer Furniture Co., In re, 68 B.R. 827 (Bankr. E.D. Pa. 1987), **938**

Sonneman v. Tuszynski, 139 Fla. 824, 191 So. 18 (Fla. 1939), **244**

Specht, et al. v. Netscape Communications Corp., 150 F.Supp. 585 (SDNY 2001), **290**

State and Savings Bank of Monticello v. Meeker, 469 N.E.2d 55 (Ind.App. 1984), **358**

State Street Bank & Trust Co. v. Signature Financial Group, 149 F.3d 1368, 47 U.S.P.Q.2d 1596 (Fed. Cir. 1998), **378**

Staten Island Sav. Bank v. Tri-State Power Wash, Inc., 728 N.Y.S.2d 53 (2d Dep't 2001), **399**

Sun River Cattle Co. v. Miner's Bank of Montana, N.A., 521 P.2d 679, 13 UCC Rep 1004 (Mont. 1974), **751**

Suntrust Bank, East Tennessee N.A. v. Steven T. Dorrough, 2001 Tenn. App. Lexis 363 (2001), **205**

Sun Trust Bank, East Tennessee N.A. v. Durrough, No. E2000-01331-COA-R3-CV (Tenn. Ct. App. 5/17/01), **154**

Sweeney, In re, 264 B.R. 866 (Bankr. W. D. Ky. 2001), **90**

Swiss Baco Skyline Logging, Inc. v. Haliewicz, 567 P.2d 1141 (Wn. App. 1977), **393**

Szumny v. American General Finance Incorporated 246 F3d. 1065 (7th Cir. 2001), **307**

T

The Leslie Fay Companies, Inc., In re, 207 B.R. 764 (Bankr. S.D.N.Y. 1997), **704**

Together Development Corp., In re, 227 B.R. 439 (Bkrtcy. D. Mass. 1998), aff'd sub nom, **75**

Tom v. First American Credit Union, 151 F. 3d 1289 (10th Cir. 1988), **884**

TR-3 Industries, In re, 41 B.R. 128 (Bkrtcy. C. D. Cal. 1984), **75**

Transportation Design & Technology, Inc., In re, 48 B.R. 635 (Bkrtcy. S. D. Cal. 1985), **73**

Trimarchi v. Together Development Corp., 255 B.R. 606 (D. Mass. 2000), **75**

U

Union Bank of Benton v. First Nat'l Bank in Mt. Pleasant, 621 F.2d 790, 796 (5th Cir. 1980), **358**

United States v. John Hancock Mutual Life Insurance Company 81 S. Ct. 1 (1960), **709**

United States v. Mead Corp., 121 S.Ct. 2164 (2001), **144**

V

VKK Corp. v. National Football League, 2001 WL 252809), **208**

W

Walters v. First State Bank, 134 F. Supp. 2d 778 (W.D. Va. 2001), **301**

Washington Mutual Bank, FA v. Guilford, 95 Cal. App. 4th 606, 612-13 (Cal. Ct. App. 2002), **628**

West Texas Marketing Corp., In re, 155 B.R. 399 (Bankr. N.D. Tex. 1993), **938**

Y

Young v. Grote, 4 Bing. 253, 130 Eng. Rep. 764 (1827), **900**

Young v. United States, 122 S. Ct. 1036 (U.S. March 4, 2002), **683**

2002 TABLE OF AUTHORS
VOLUME 119

[Boldface references are to pages in the Banking Law Journal]

A

Axe, Kenneth B., Creation, Perfection and Enforcement of Security Interests in Intellectual Property Under Revised Article 9 of the Uniform Commercial Code, **62**

B

Bauerle, James F., Technology, Law, and Banking, 190, 376, 566, 863; Au Revoir NextCard, Bonjour PayPal, **499**

Bracewell, Julia, and Neil Foster, A View from the United Kingdom: New Financial Services and Markets Act Takes Effect, **364**

Brown, Joel F., Perfection and Priority of Security Interests in Goods Held by Third-Party Bailees, **115**

C

Cohen, David, Todd Stern, Satish Kini, and Stephen Heifetz, The Money Laundering Abatement and Anti-Terrorist Financing Act of 2001, **1**

Cohen, Scott E., Jacqueline B. Stuart, and Marshall C. Turner, Bankruptcy Update, **682**

D

Dolan, John F., Negotiation Letters of Credit, **409**

Dorsey, Mark J., Thomas P. Vartanian, and Christopher M. Salter, Information Sharing Under The USA Patriot Act, **600**

Doviak, Jenna A., The Strategic View, **946**

E

Eisenberg, Stephen A.J., The Right To Financial Privacy Act: The Eagle Peeks Behind The Veil, **608**

F

Foster, Neil, and Julia Bracewell, A View from the United Kingdom: New Financial Services and Markets Act Takes Effect, **364**

Franz, James E., R. Mark Keenan, and Brian T. Valery, Fraud in a Mortgage Pool: Who Pays for the Loss?, **922**

H

Hanweck, Gerald A., and Bernard Shull, Bank Merger Policy: Proposals for Change, **214**

Heifetz, Stephen, Todd Stern, Satish Kini, and David Cohen, The Money Laundering Abatement and Anti-Terrorist Financing Act of 2001, **1**

Hughes, Laurence S., UCC Commentary, **389**, **643**, **853**

Hunt, Stephen C., and Charles M. Tatelbaum, The Castle Defense: Florida Homesteads and the Havoco Rule, **238**

Hunter, Barry W., Anatomy of a Legal Opinion, 252; Compliance with Regulation U: A Refresher, **438**

J

Jensen, Kirk D., and Manley Williams, Yield Spread Premiums: HUD's Clarification and Lingering Concerns, **129**

Johnson, Christian A., "Hidden" Costs: A Case Study of Bank Borrowing and Interest Rate Swaps, **927**

Jones, Kip, and Thomas E. McCurnin, Dishonest Bookkeepers: Protecting the Bank Against Forged and Altered Checks, **891**

K

Kantor, Mark, The Scope of Choice of Law Clauses, **724**

Kaplan, Barbara T., and Patrick T. O'Brien, Secrecy Associated With Offshore Banking Is Evaporating, **736**

Keenan, R. Mark, Brian T. Valery, and James E. Franz, Fraud in a Mortgage Pool: Who Pays for the Loss?, **922**

Kini, Satish, Todd Stern, David Cohen, and Stephen Heifetz, The Money Laundering Abatement and Anti-Terrorist Financing Act of 2001, **1**

Kleinberg, Howard B., Bankruptcy for Bankers, **87**, **282**, **491**, **577**, **782**, **935**

L

Landers, Denise, Vincent Serpico, and Damon A. Terrill, Making Sense of U.S. State Data Privacy Law, **462**

Lehrer, Gregg R., and Thomas Wallace, The Issue of Right of Redemption in SBA 504 Lending, **709**

Leonard, Laura L., and Sharon R. Siegel, What Banks Need to Know About the New Superfund Amendments, **718**

M

Maree, Jennifer, Banking in the 21st Century: Cyberspace and Internet Banks — Redefining Compliance With the Community Reinvestment Act, **795**

McCrea, A. Grant, and Joshua R. Weiss, New York Expands Role in Disputes Over Foreign Exchange Swaps, **766**

McCurnin, Thomas E., and Kip Jones, Dishonest Bookkeepers: Protecting the Bank Against Forged and Altered Checks, **891**

McLaughlin, Gerald T., Exploring Boundaries: A Legal and Structural Analysis of the Independence Principle of Letter of Credit Law, **501**

Meyerowitz, Steven A., Note from the Senior Executive Editor, **113**; A Note from the Editor-in-Chief, **309**, **407**, **889**

Miller, Dean Edward, Life Settlements and Trust Accounts: A Possible Modification of the Trustee's Responsibility?, **483**; Use of Nonbanks in Providing Jointly Packaged Fiduciary Services, **695**; No, the Trust Business Has Not Gone Away, and No, It Has Not Necessarily Become an Adjunct of the Securities Business, **846**

Mulford, Robert D., Accountability as Strict Liability for the Face Amount of a Check — Or Is It?, 357;Round Midnight: A Brief (but Definitive) Guide to the Timely Return of Checks, **742**

N

Nation III, George A., Creating Enforceable Guaranty Agreements: Multiple Sources of Law Require Careful Analysis, **153**

Neumeier, Matthew M., and Danielle J. Szukala, Recent Trends in Federal Preemption of State Law Claims Under the Federal Home Owners' Loan Act of 1933, **621**

O

O'Brien, Patrick T., and Barbara T. Kaplan, Secrecy Associated With Offshore Banking Is Evaporating, **736**

O'Rourke, Daniel, Super De Novo Banks — How to Put One Together, **772**

Ossian, Kathryn L., U.S. Bancorp Obtains Transfer of Domain Names Through Dispute Resolution Procedure, **828**

P

Petretti, Vito, and Robert F. Zielinski, Records Retention: What Banks Don't Know Can and Likely Will Hurt, **350**

Potter, Steven B., Befriending Payday and Small Loan Businesses—A Smart Move for the Banking Industry?, **636**

Prince, David S., Sutton's Law And Economics Applied to the Professional Fiduciary: Helping the Trustee Avoid Predatory Litigants, **17**

R

Reeves, Frank H., Bank Loan Participations Under the Federal Deposit Insurance Act and Revised Article 9, **174**

S

Salter, Christopher M., Thomas P. Vartanian, and Mark J. Dorsey, Information Sharing Under The USA Patriot Act, **600**

Savino, William M., As North Dakota Goes, So Goes The Nation?, **793**

Scarcella, Louis A., Banking Briefs, **203, 300, 396, 588, 873**

Scranton, David F., The Strategic View, **96, 290, 650, 946**

Seife, Howard, Insurance Proceeds in Bankruptcy, **699**

Serpico, Vincent, Denise Landers, and Damon A. Terrill, Making Sense of U.S. State Data Privacy Law, **462**

Shull, Bernard, and Gerald A. Hanweck, Bank Merger Policy: Proposals for Change, **214**

Siegel, Sharon R., and Laura L. Leonard, What Banks Need to Know About the New Superfund Amendments, **718**

Stern, Todd, Satish Kini, David Cohen, and Stephen Heifetz, The Money Laundering Abatement and Anti-Terrorist Financing Act of 2001, **1**

Strickland, Julia B., "Finance Charges" Under TILA, **597**

Stuart, Jacqueline B., Scott E. Cohen, and Marshall C. Turner, Bankruptcy Update, **682**

Szukala, Danielle J., and Matthew M.Neumeier, Recent Trends in Federal Preemption of State Law Claims Under the Federal Home Owners' Loan Act of 1933, **621**

T

Tatelbaum, Charles M., and Stephen C. Hunt, The Castle Defense: Florida Homesteads and the Havoco Rule, **238**

Taylor, Robert M., III, Major Credit Union Modernization Legislation Enacted in Connecticut, **836**

Terrill, Damon A., Vincent Serpico, and Denise Landers, Making Sense of U.S. State Data Privacy Law, **462**

Turner, Marshall C., Jacqueline B. Stuart, and Scott E. Cohen, Bankruptcy Update, **682**

V

Valery, Brian T., R. Mark Keenan, and James E. Franz Fraud in a Mortgage Pool: Who Pays for the Loss?, **922**

Vartanian, Thomas P., Mark J. Dorsey, and Christopher M. Salter, Information Sharing Under The USA Patriot Act, **600**

W

Wallace, Thomas, and Gregg R. Lehrer, The Issue of Right of Redemption in SBA 504 Lending, **709**

Weiss, Joshua R. A., and Grant McCrea, New York Expands Role in Disputes Over Foreign Exchange Swaps, **766**

Williams, Manley, and Kirk D. Jensen, Yield Spread Premiums: HUD's Clarification and Lingering Concerns, **129**

Williams, Nancy L., and Marguerita Young-Jones, The Euro, and U.S. Creditors, **211**

Woodrough, Stephens B., Civil Money Penalties and the Bank Secrecy Act — A Hidden Limitation of Power, **46**; What Constitutes a Violation of the Prohibition in Regulation O Against Extensions of Credit to Bank Insiders With "Unfavorable" Features?, **452**

Y

Yen, Elizabeth C., Fed Issues New Truth in Lending High Cost Mortgage Loan Amendments, **269**

Young-Jones, Marguerita, and Nancy L. Williams, The Euro, and U.S. Creditors, **211**

Z

Zielinski, Robert F. and Vito Petretti, Records Retention: What Banks Don't Know Can and Likely Will Hurt, **350**

Zinski, Christopher J., Mergers and Acquisitions of Financial Institutions: A Primer on Deal Points, **311**

2002 TABLE OF ARTICLES

VOLUME 119

[Boldface references are to pages in the Banking Law Journal]

A

Accountability as Strict Liability for the Face Amount of a Check — Or Is It?, Robert D. Mulford, **357**

Anatomy of a Legal Opinion, Barry W. Hunter, **252**

A Note from the Editor-in-Chief, Steven A. Meyerowitz, **309**, **407**, **889**

As North Dakota Goes, So Goes The Nation?, William M. Savino, **793**

Au Revoir NextCard, Bonjour PayPal, James F. Bauerle, **499**

A View from the United Kingdom: New Financial Services and Markets Act Takes Effect, Julia Bracewell and Neil Foster, **364**

B

Banking Briefs, Louis A. Scarcella, **203**, **300**, **396**, **588**, **873**

Banking in the 21st Century: Cyberspace and Internet Banks — Redefining Compliance With the Community Reinvestment Act, Jennifer Maree, **795**

Bank Loan Participations Under the Federal Deposit Insurance Act and Revised Article 9, Frank H. Reeves, **174**

Bank Merger Policy: Proposals for Change, Bernard Shull and Gerald A. Hanweck, **214**

Bankruptcy for Bankers, Howard B. Kleinberg, **87**, **282**, **491**, **577**, **782**, **936**

Bankruptcy Update, Jacqueline B. Stuart, Scott E. Cohen, and Marshall C. Turner, **682**

Befriending Payday and Small Loan Businesses—A Smart Move for the Banking Industry?, Steven B. Potter, **636**

C

Civil Money Penalties and the Bank Secrecy Act — A Hidden Limitation of Power, Stephens B. Woodrough, **46**

Compliance with Regulation U: A Refresher, Barry W. Hunter, **438**

Creating Enforceable Guaranty Agreements: Multiple Sources of Law Require Careful Analysis, George A. Nation III, **153**

Creation, Perfection and Enforcement of Security Interests in Intellectual Property Under Revised Article 9 of the Uniform Commercial Code, Kenneth B. Axe, **62**

D

Dishonest Bookkeepers: Protecting the Bank Against Forged and Altered Checks, Thomas E. McCurnin and Kip Jones, **891**

E

Exploring Boundaries: A Legal and Structural Analysis of the Independence Principle of Letter of Credit Law, Gerald T. McLaughlin, **501**

F

Fed Issues New Truth in Lending High Cost Mortgage Loan Amendments, Elizabeth C. Yen, **269**

"Finance Charges" Under TILA, Julia B. Strickland, **597**

Fraud in a Mortgage Pool: Who Pays for the Loss?, R. Mark Keenan, Brian T. Valery, and James E. Franz, **922**

H

"Hidden" Costs: A Case Study of Bank Borrowing and Interest Rate Swaps, Christian A. Johnson, **927**

I

Information Sharing Under The USA Patriot Act, Thomas P. Vartanian, Mark J. Dorsey, and Christopher M. Salter, **600**

Insurance Proceeds in Bankruptcy, Howard Seife, **699**

L

Life Settlements and Trust Accounts: A Possible Modification of the Trustee's Responsibility?, Dean Edward Miller, **483**

M

Major Credit Union Modernization Legislation Enacted in Connecticut, Robert M. Taylor III, **836**

Making Sense of U.S. State Data Privacy Law, Vincent Serpico, Denise Landers, and Damon A. Terrill, **462**

Mergers and Acquisitions of Financial Institutions: A Primer on Deal Points, Christopher J. Zinski, **311**

N

Negotiation Letters of Credit, John F. Dolan, **409**

New York Expands Role in Disputes Over Foreign Exchange Swaps, A. Grant McCrea and Joshua R. Weiss, **766**

No, the Trust Business Has Not Gone Away, and No, It Has Not Necessarily Become an Adjunct of the Securities Business, Dean Edward Miller, **846**

Note from the Senior Executive Editor, Steven A. Meyerowitz, **113**

P

Perfection and Priority of Security Interests in Goods Held by Third-Party Bailees, Joel F. Brown, **115**

R

Recent Trends in Federal Preemption of State Law Claims Under the Federal Home Owners' Loan Act of 1933, Matthew M. Neumeier and Danielle J. Szukala, **621**

Records Retention: What Banks Don't Know Can and Likely Will Hurt, Robert F. Zielinski and Vito Petretti, **350**

'Round Midnight: A Brief (but Definitive) Guide to the Timely Return of Checks, Robert D. Mulford, **742**

S

Secrecy Associated With Offshore Banking Is Evaporating, Barbara T. Kaplan and Patrick T. O'Brien, **736**

Super De Novo Banks — How to Put One Together, Daniel O'Rourke, **772**

Sutton's Law and Economics Applied to the Professional Fiduciary: Helping the Trustee Avoid Predatory Litigants, David S. Prince, **17**

T

Technology, Law, and Banking, James F. Bauerle, **190, 376, 566, 863**

The Castle Defense: Florida Homesteads and the Havoco Rule, Stephen C. Hunt and Charles M. Tatelbaum, **238**

The Euro, and U.S. Creditors, Nancy L. Williams and Marguerita Young-Jones, **211**

The Issue of Right of Redemption in SBA 504 Lending, Thomas Wallace and Gregg R. Lehrer, **709**

The Money Laundering Abatement and Anti-Terrorist Financing Act of 2001, Todd Stern, Satish Kini, David Cohen and Stephen Heifetz, **1**

The Right To Financial Privacy Act: The Eagle Peeks Behind The Veil, Stephen A.J. Eisenberg, **608**

The Scope of Choice of Law Clauses, Mark Kantor, **724**

The Strategic View, David F. Scranton, **96, 290, 650**

The Strategic View, David F. Scranton and Jenna A. Doviak, **946**

U

UCC Commentary, Laurence S. Hughes, **389, 643, 853**

U.S. Bancorp Obtains Transfer of Domain Names Through Dispute Resolution Procedure, Kathryn L. Ossian, **828**

Use of Nonbanks in Providing Jointly Packaged Fiduciary Services, Dean Edward Miller, **695**

W

What Banks Need to Know About the New Superfund Amendments, Laura L. Leonard and Sharon R. Siegel, **718**

What Constitutes a Violation of the Prohibition in Regulation O Against Extensions of Credit to Bank Insiders With "Unfavorable" Features?, Stephens B. Woodrough, **452**

Y

Yield Spread Premiums: HUD's Clarification and Lingering Concerns, Manley Williams and Kirk D. Jensen, **129**